

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JOHN THOMAS ENTLER,
Plaintiff,

v.

BRIDGETTE K. BOLINGER,
Defendant.

No. CV-05-5122-FVS

ORDER DENYING MOTION FOR NEW
TRIAL

THIS MATTER comes before the Court on the Plaintiff's Motion For a New Trial, Ct. Rec. 186. The Plaintiff is proceeding pro se. The Defendant is represented by Mary C. McLachlan.

The case came on for a jury trial on June 9, 2008. The jury returned a verdict in favor of the Defendant on June 12, 2008. The Plaintiff now moves for a new trial, arguing that the admission of evidence regarding his November 16, 2004 infraction for possession of sexually explicit material deprived him of a fair trial. Specifically, the Plaintiff contends that the admission of this evidence resulted in a "mini-trial" that dominated and obscured the issue of whether the Defendant's later actions were based on a retaliatory motive. The Plaintiff further argues that the introduction of evidence concerning the November 16 infraction decreased his credibility and led the jury to disbelieve his testimony.

IT IS SO ORDERED. The District Court Executive is hereby directed to enter this order and furnish copies to counsel.

s/ Fred Van Sickle

Fred Van Sickle
Senior United States District Judge